IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1684 OF 2007

Shri.Dhananjay J. Ved. ..Petitioner.

Versus

The State of Maharashtra
and Anr. ..Respondents.

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Mr.S.V.Marwadi, Adv. i/b. Mr.S.P. Narkar, Adv. for the Petitioner.
Mr.A.R.Patil, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.
DATED : DECEMBER 07, 2007.

P.C.:

1. Heard the learned Advocate for the petitioner and the learned APP for the State.

2. By judgment and order dated 27.6.2007 the petitioner has been convicted in C.C. No.604/SS/2004 by the learned Metropolitan Magistrate, 30th Court, Kurla, Mumbai. By the said judgment and order the petitioner has been convicted under Section 138 of N.I. Act and sentenced to suffer SI for six month and to pay an amount of Rs.5,00,000/- to the complainant as compensation. Being aggrieved thereby, the petitioner preferred Criminal Revision Application No.377 of 2007, which is pending before the

Sessions Court for Greater Mumbai. The petitioner also preferred bail application No.1120 of 2007 in the said Revision Application. The learned Additional Sessions Judge, Greater Mumbai by order dated 25.7.2007 granted bail to the petitioner. However, the petitioner was directed to deposit Rs.2,50,000/- in the Sessions Court by 10.9.2007. Being aggrieved thereby, the present Petition has been preferred.

3. In the present case, it appears that the complainant has received 2,50,000/- by selling Santro Car which was belonging to the accused and, therefore, it is submitted that the amount of Rs.2,50,000/- which the learned Sessions Judge has directed the petitioner to deposit, may be reduced. Looking to this fact and other facts and circumstances of this case, I am inclined to reduce the amount of Rs.2,50,000/- to Rs.1,25,000/-. Accordingly the amount of Rs.2,50,000/- is reduced to Rs.1,25,000/- (Rs.One Lac Twenty Five Thousand Only).

4. Writ Petition is disposed of accordingly.

(SMT.V.K.TAHILRAMANI,J.)